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Message Text

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ORIGIN L-03

INFO OCT-01 EA-10 IO-13 ISO-00 EB-08 SS-15 SEC-01 H-01
PA-01 JUSE-00 AID-05 CIAE-00 COME-00 FRB-03
INR-10 NSAE-00 TRSE-00 XMB-02 OPIC-03 SP-02
LAB-04 SIL-01 OMB-01 STR-07 CEA-01 OIC-02 FTC-01
SSO-00 INRE-00 USIE-00 /095 R

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APPROVED BY L: M B FELDMAN
EB/IFD/OIA - MR. BOERNER
EA/J - MR. COCHRAN
D - MR SPIEGEL (INFO)
----------053862 162224Z /64
O 162139Z PEB 78
FM SECSTATE WASHDC
TO AMEMBASSY TOKYO IMMEDIATE
INFO ALL OECD CAPITALS IMMEDIATE
USMISSION USUN NEW YORK

C O N F I D E N T I A L STATE 041550

E.O. 11652:GDS

TAGS: EINV, EGIN, UN, ECOSOC

SUBJECT: ECOSOC WORKING GROUP ON CORRUPT PRACTICES

REFS: (A) TOKYO 2366; (B) PARIS 3791; (C) TOKYO 477

1. DEPARTMENT REGRETS DELAY IN RESPONSE TO REF. C, ALTHOUGH WE HAVE DISCUSSED THESE ISSUES WITH JAPANESE EMBASSY HERE. FYI: WE HAVE LEARNED ON A CONFIDENTIAL BASIS FROM THAT EMBASSY CONTACT THAT GOJ IS CONSIDERING A REVISION OF ITS CRIMINAL LAW THAT MAY IN SOME CASES PUNISH THE BRIBERY OF FOREIGN OFFICIALS BY JAPANESE NATIONALS. WE WOULD LIKE YOU TO CONFIRM THIS INFORMATION IF YOU CAN
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DO SO WITHOUT DISCLOSING OUR SOURCE. END FYI.

2. AS TO U.S. PRIORITIES FOR MARCH 6 MEETING OF WORKING GROUP YOU MAY ADVISE GOJ AS FOLLOWS. USG HOPES THAT WORKING GROUP OVER THE COURSE OF THE YEAR WILL DO THE TECHNICAL WORK NECESSARY TO REFINE THE TEXTS BEFORE IT AND

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HELP ESTABLISH A POLITICAL CONSENSUS IN SUPPORT OF AN EFFECTIVE INTERNATIONAL AGREEMENT. AT FIRST SESSION WE EXPECT IT WILL BE NECESSARY TO EDUCATE A NUMBER OF NEW MEMBERS, BUT WE HOPE TO FIRM UP SUPPORT FOR CRIMINALIZATION PROVISIONS ON GENERAL LINES OF PRESENT TEXT, AND TO HAVE FURTHER DISCUSSION OF REGULATION OF AGENTS WHICH MIGHT BEAR FRUIT IN THE SECOND MEETING OF THE WORKING GROUP. WE WILL ALSO HAVE TO DEAL WITH THE ISSUES RAISED BY THE AFRICAN GROUP CONCERNING PAYMENTS OF TAXES AND ROYALTIES TO RHODESIA AND NAMIBIA.

3. IN THE COMING MONTHS U.S. WILL PLACE A HIGH PRIORITY ON OBTAINING A CONSENSUS ON SUBSTANCE AMONG THE INDUSTRIAL COUNTRIES, AND WE LOOK FORWARD TO INFORMAL CONSULTATIONS WITH OECD MEMBERS PARTICIPATING IN ECOSOC WORKING GROUP IN NEW YORK DURING THE WEEK OF MARCH 6 (AT THIS POINT WE DOUBT THERE IS TIME TO ARRANGE AN OECD CONSULTATION IN ADVANCE OF THE MEETING). WE ARE PARTICULARLY INTERESTED IN THE VIEWS OF OTHER COUNTRIES AS TO THE BEST MEANS OF IMPLEMENTING THE RECOMMENDATIONS TO GOVERNMENTS ADOPTED BY THE INTERNATIONAL CHAMBER OF COMMERCE. IN THE FINAL SESSION OF THE WORKING GROUP LAST JUNE THERE WAS NOT AS FULL CONSULTATION BETWEEN U.S. AND GOJ DELS AS THERE HAD BEEN IN THE PAST. IN FACT, AT ONE CRITICAL POINT JAPANESE DEL ORGANIZED A CONSULTATION OF ALL WESTERN COUNTRIES EXCEPT THE U.S. WE WOULD HOPE THAT U.S. AND GOJ DELS WOULD CONSULT FREQUENTLY AND FRANKLY WITH ONE ANOTHER AND
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WOULD MAKE GENUINE EFFORT TO REACH CONSENSUS IN THE SPIRIT OF COMPROMISE. VANCE

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NNN

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